

## Message Text

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61

ACTION CU-04

INFO OCT-01 EUR-25 ISO-00 SS-20 CIAE-00 INR-10 NSAE-00

RSC-01 USIA-15 L-03 IO-14 /093 W

----- 087250

R 301500Z MAY 74

FM AMEMBASSY BELGRADE

TO SECSTATE WASHDC 9495

INFO AMCONSUL ZAGREB

LIMITED OFFICIAL USE BELGRADE 2604

E.O. 11652: N/A

TAGS: OEXC, YO

SUBJ: SUGGESTED AMENDMENT TO AYEC BY-LAWS: ESTABLISHMENT  
OF PERSONNEL POLICIES AND ADMINISTRATIVE PROCEDURES

1. IN ESTABLISHING PERSONNEL POLICIES AND ADMINISTRATIVE PROCEDURES AS AMENDMENTS TO EXISTING BY-LAWS, AMERICAN MEMBERS PROPOSE INCLUDE POSITION DESCRIPTIONS ALL AYEC EMPLOYEES, INCLUDING EXECUTIVE DIRECTOR. DRAFT DESCRIPTION OF DUTIES OF EXECUTIVE DIRECTOR PRECEDED BY PROVISIONS FOR TERM OF OFFICE AND QUALIFICATIONS FOR POSITION.

2. POTENTIAL DIFFICULTY IN THAT PRESENT EXECUTIVE DIRECTOR, ANTE RUKAVINA, SAYS THAT PROVISION FOR TENURE OF EXECUTIVE DIRECTOR IN BY-LAWS WOULD BE BREACH OF EXECUTIVE AGREEMENT OF NOVEMBER 9, 1964, ESTABLISHING AYEC. ARTICLE 4 (8) STATES: "/THE COMMISSION MAY/ ENGAGE AN EXECUTIVE DIRECTOR OR OFFICER, WHO SHALL BE IN CHARGE OF THE ADMINISTRATIVE WORK OF THE COMMISSION, AND SUCH OTHER ADMINISTRATIVE AND CLERICAL STAFF AS MAY BE NECESSARY, ETC." RUKAVINA NOTES NO PROVISION MADE FOR TENURE. AMERICAN POSITION IS THAT, SINCE COMMISSION CAN HIRE AN EXECUTIVE DIRECTOR, IT HAS RIGHT LIMIT HIS TENURE IN BY-LAWS IF DEEMED ADVISABLE. THIS WOULD BE SIMILAR TO PRINCIPLES ADOPTED BY GERMAN-AMERICAN COMMISSION.

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3. FYI: EMBASSY UNDERSTANDS THAT, AT TIME OF SIGNING EXECUTIVE

AGREEMENT, THERE WAS "GENTLEMAN'S AGREEMENT" THAT CHAIRMAN OF COMMISSION WOULD BE AMERICAN AND EXECUTIVE DIRECTOR WOULD BE YUGOSLAV, "APPOINTED" BY YUGOSLAV GOVERNMENT. AMERICAN SIDE DOES NOT DOUBT STRONG POLITICAL CONNECTION TO EXECUTIVE DIRECTOR'S POSITION; NEVERTHELESS, WE CONSIDER HIM COMMISSION EMPLOYEE, SUBJECT TO COMMISSION DECISIONS.

4. EMBASSY REQUESTS DEPARTMENT COMMENTS ON FOLLOWING DRAFT PROVISIONS FOR PROPOSED TERM OF OFFICE OF EXECUTIVE DIRECTOR: "EVERY FOUR YEARS, THE NORMAL TERM OF OFFICE OF THE EXECUTIVE DIRECTOR WILL EXPIRE. HOWEVER, IT MAY BE EXTENDED FOR A FURTHER FOUR YEARS UPON RECOMMENDATION OF THE BINATIONAL COMMISSION AND APPROVAL OF THE HONORARY CO-CHAIRMAN."  
TOON

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## Message Attributes

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**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
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**Disposition Approved on Date:**  
**Disposition Authority:** WorrelSW  
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**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
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